IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9677 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

ARJANBHAI MULABHAI

Versus

DISTRICT SUPERINTENDENT OF POLICE

Appearance:

MR AN PATEL for Petitioner

MR SP HASURKAR for Respondent No. 1, 2

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 20/10/2000

ORAL JUDGEMENT

#. Mr.Hasurkar states that Writ of the order dated 12.10.2000 is not received by the District Superintendent of Police, Amreli, and he is not present. He further states on instructions of that officer that though the police sub inspector who is involved with the petitioner

in this corruption case was ordered to be reinstated back in service, that order has been reviewed by the Government and he is again placed under suspension.

#. The learned counsel for the petitioner gives up challenge made by petitioner to the order of the respondents under which the petitioner was placed under suspension.

#. Only grievance is made to that part of the order in which the head-quarter of the petitioner has been changed from Amreli to Jesar during the suspension period. For this grievance, the petitioner first has to approach to the Director General of Police at Ahmedabad and in case if he files representation, it may be decided within a period of fifteen days from the date of receipt thereof. The Director General of Police, while deciding the representation of the petitioner, shall consider the decision of the Division Bench of this Court in the case of D.S. Solanki v. Chief Conservator of Forest reported in 27(1) GLR 41. This writ petition, with these directions, is dismissed. Rule discharged. However, in case the order passed by the Director General of Police, on representation of the petitioner goes adverse to him, liberty is granted to the petitioner for revival of this special civil application. No order as to costs.

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(sunil)